

## NEWS FROM COUNCIL BLUFFS

Judge Macy Hol's the Cass County Bank Was a Corporation.

## INDIVIDUAL STOCKHOLDERS NOT LIABLE

Not a Cheering Prospect for Creditors of the Institution with a \$400,000 Debt—Solvency—Will Not Pay Over Ten Cents on the Dollar.

Judge Macy rendered a decision Saturday in the much talked of Cass county bank case which settles a number of hard fought questions and, it is claimed, takes away most of the defense of Cashier Dickinson, who is to have his trial at Harlan next month. He held that the bank was a corporation, not a co-partnership, and this decision estopped the creditors of the bank, valued at \$400,000, from holding the individual stockholders for their claims. Judge Macy in delivering his opinion said: "The question is as to whether the bank was a corporation or a partnership. The evidence in this point has been most complete and I have never felt myself more able to approach and adjudicate a question in my experience. In the bench than I am now." Continuing he said in substance of the objections brought forth by counsel for the Cass County bank should be said to have been a co-partnership, never having fully arranged the detail necessary to establish a corporation as authorized by the statute. The court touched each one briefly. His general sense of thought was that inasmuch as the intention to form a corporation existed, the creditors of certain technical details which information could not be said to have abated the effort. The fact may have been established that the bank corporation did business in an irregular manner. It may have neglected to hold directors' meetings and in properly elect officers. The statute provides a penalty for such omissions, but does not indicate that such neglect shall have any bearing on the existence of the corporation. It is, therefore, to be held that the bank was a corporation from the time the plan to so have it was evolved in 1876. A number of preferred claims were allowed. The main body of creditors will not realize over 10 per cent of their claims.

**Kooling Indecorations**  
During such hot days as just that most people are looking for, some more so than others, on certain lines, but it is always made general when in want of cooling bargains offered by the Boston Store, especially during their great Summer Sale, which is now going on.

Big reductions in every department, and call your attention to the following items, which are going fast at sale prices:  
40c a yard, all our 22-inch figured Habut silk, sold for 60c.  
A yard, all our regular 50c figured China silk and all wool challis.  
35c is the price of our Talc Talc Easy corset.  
12c will buy our 25c regular made hose.  
50c hose, or 3 for \$1.00, now secures our regular 50c hose.  
Sale prices on ladies' white waist at 25c.  
50c, 55c, 60c, 65c.  
Bargains in umbrellas at 75c, \$1.25, \$1.50, \$1.75.

Ladies' mitts, special, at 10c, 15c, 20c, 30c.  
Don't miss this good bargain.  
Look at prices in show windows.  
FOTHERINGHAM, WHITEHEAD & CO.,  
Council Bluffs, Ia.

For cobs go to Cor. 10 & 11th street. Telephone 48.

**Fireworks.** Davis, the druggist.

Domestic soap, cheap soap.

**ON HER WAY HOME.**

Mrs. Sutcliffe Will Return to Relatives Until Her Health Improves.  
It is reported that Mrs. Major Sutcliffe, who was known by her friends in Council Bluffs as Miss Annie Hooten before she adopted the regalia of Kelly's army and married one of the head pushers, contemplates an early return to her home in St. Louis. The following extract from a St. Louis paper will prove interesting reading to the people of Council Bluffs:

One of the angels who hovered about Kelly's naval brigade from Omaha, Neb., to Cairo, Ill., made her appearance in the city last night.  
She was introduced to the members of the Trades and Labor union at its regular meeting in Walling Hall, where Mrs. Major Sutcliffe formerly Miss Annie Hooten. It will be remembered that Miss Hooten and Major Sutcliffe were married at Cairo, Ill., where the army lay despondent and starving without the wall.

Finally she referred to meeting her fate in Major Sutcliffe, and while she spoke of the romantic courtship and marriage she cast a loving glance back to the door of the large hall where her husband sat listening. But the main object of her visit was to deliver an address before the ladies' auxiliary of the army assembly she could not mention. With a blush she stopped talking suddenly, and turning to the president, Philip Hoffer, whispered something in his ear. He had finished the president motioned her to a seat, and announced that Mrs. Major Thomas T. Sutcliffe was short of funds and wished to get back to her mamma at Council Bluffs. How much would the T. and L. U. appropriate? A prudent member wanted to know how much it would cost. Mrs. Sutcliffe set the price at \$15, and a check was made out for the same and delivered to the angel who had embarked in the world with more love than money.

"These horrid St. Louis papers spoiled all my plans," said Mrs. Sutcliffe last night. "I had intended to tell Mrs. Sutcliffe after our arrival in Washington, but had to tell her myself and Mrs. Harper went not 'heavenly twins' compelled me to seek the protection of a husband, and I am glad to have it." Mrs. Sutcliffe wishes to retire to Council Bluffs and remain with relatives until her husband gets settled here in St. Louis, when she will return to her home.

Major Sutcliffe is resting in his ears until something turns up. He expects a clerical position with Anheuser-Busch, and in case that fails will go back to his old trade of carpentering, where he agrees he should have remained.

Since their arrival in the city the couple have resided at 1422 Olive street.

**Week to Celebrate.**  
This is one of the most important weeks in the year, and looked forward to by young and old, and is by no means overlooked by merchants, especially by the Boston Store who are making special effort to celebrate by big reductions in various lines, which will pay you to investigate. The following items are only a few of the many: Lot No. 1, over 100 dozen children's hose, black and colors, cotton and lisle, sold from 25c to 40c, choice for 15c a pair (center counter). Lot No. 2, children's white embroidered and trimmed hats, sold from \$1.50 to \$1.50, choice for 50c (slightly sold). Lot No. 3, our entire stock of gent's shirts, sold from \$1.50 to \$2.25, including the finest and French flannel, in two lots, 75c and 95c (don't overlook).

Other specialties in hats, umbrellas, corsets, white waists and good goods. FOTHERINGHAM, WHITEHEAD & CO., Council Bluffs, Ia.

The Eagle laundry plant has been greatly enlarged and improved, and we are now prepared to turn out a large amount of strictly first-class work. Negligé and colored shirt ladies' waists, etc., a specialty. We guarantee not to fade warranted colors. Telephone, 157. 724 Broadway.

How far will a \$50? Long ways at S. A. Pierce & Co.'s shoe store.

Gas cooking stoves for rent and for sale at S. A. Pierce & Co.'s office.

For fireworks and flags go to DeHaven's. His stock is very complete and his prices very low.

Congratulations for Skates.  
Skates, the 6-year-old that made so good a showing in his maiden race at Union Driving park last week, has brought his owners,

## FRED JOHNSON AND LAWRENCE HOLST, A GREAT MANY CONGRATULATIONS DURING THE PAST FEW DAYS.

Fred Johnson and Lawrence Holst, a great many congratulations during the past few days. He won the 220 yd. race, pacing the mile in 2:15. He was born and raised in Council Bluffs on George F. Wright's stock farm and was developed by Coach Johnson. Holst who purchased him as a 5-year-old. Skates' ancestry is all right, his sire being St. Nicholas, 4070, sire of St. Lewis, who won the 220 trot on Friday in 2:17. His dam is Queen, by Wild Hare, second dam by Iron's Calumet. This was Skates' first appearance in a race, and much credit is due Mr. Denton, his trainer and driver, for the skillful manner in which he handled him.

**Lake Manawa Railway Time Card.**  
Commencing Saturday, June 9, trains will leave Council Bluffs for Grand Plaza, Bathing Beach and Picnic Grounds at Lake Manawa as follows: No. 1, 9 a. m.; No. 2, 10 a. m.; No. 3, 11 a. m.; No. 4, 12 m.; No. 5, 1 p. m.; No. 6, 2 p. m.

Trains will run every twenty-two minutes thereafter until 10 p. m.

Return trains will leave Manawa at the following times: No. 1, 10:30 a. m.; No. 2, 11:30 a. m.; No. 3, 12:30 p. m.; No. 4, 1:30 p. m.; No. 5, 2:30 p. m.; No. 6, 3:30 p. m.

Just half price on granite ware at Cole's for cash and cash orders. 30c, regular price 70c; granite dishes, 75c, regular price, \$1.50.

**Evans Laundry Company.**  
620 Pearl street. Telephone, 290.

**Manhattan Beach.**  
Steamboat landing for Manhattan beach at Lake Manawa is located at the foot of the street, just east of the board fence. Parties not desiring to enter the grand plaza take the road to the left on alighting from the train. The steamers Liberty and Rescue make ten-minute trips to and from the beach every twenty-two minutes.

Steamboat fare, 5 cents each way.

**Domestic soap breaks hard water.**  
"Life that does not visit Grand Plaza knows nothing, and will be for all time to come branded a traitor to enterprise."—Eugene.

**Will Strike This Morning.**  
The employees of the Rock Island in Council Bluffs will strike this morning at 6 o'clock. An order to this effect was received yesterday from Eugene V. Debs, the head of the American Railway union. The men at the head of the line in the Rock Island claim that not only will the union obey the order, but it will have the support and cooperation of all other unions. The strike is in the hands of the union. The Rock Island, under the management of Charles Warren, but the road president, H. B. Rowe of the Rock Island, will have direct control so long as the Rock Island is the only road involved.

**Grand Plaza, Lake Manawa.**  
Grand Plaza will be open to the public every day up to noon. From noon until midnight an admission fee of 10 cents will be charged, which will admit to grounds and concerts and all entertainments. No return checks will be given.

No person of questionable character will be permitted to enter the grounds.

No advance tickets will be sold. Parties will be charged to persons who desire to rent boats or bathing suits.

Ice cream and refreshments served in the pavilion of Grand Plaza.

Grand Plaza telephone 45.  
Grand Plaza bathing beach.  
Grand Plaza picnic grounds.  
Grand Plaza's corn boat boats them all.  
Grand Plaza's finest boat boats are all the boats.

Grand Plaza excursion accommodations can't be beaten.

Afternoon and night concerts at Grand Plaza, 2 to 6 and from 7 to 10.  
Manager of Grand Plaza can understand 22 languages. So all nations will feel at home.

That does not visit Grand Plaza knows nothing, and will be for all time to come branded a traitor to enterprise."—Eugene.

A nice, cool swim at Manhattan beach, Lake Manawa, is the proper thing to take these hot days.

**Washerwomen use Domestic soap.**  
Harry Brown, a well known knight of the grip, is calling on his Council Bluffs constituents.

Mrs. A. B. Nicholas leaves today for a visit of ten days with friends in Hastings, Neb., and other western points.

E. L. Cook, whose life was despaired of a few days ago, is now on his feet, and is again, for the first time in seven weeks.

Mrs. P. C. Devel and son Roy, Mrs. M. P. Huber, Mrs. B. S. Terwilliger and Mrs. M. G. Huber, left yesterday for a trip to Madison Lake, Wis. The rest of the party are expected home next week.

**A Great Fruit Crop.**  
The splendid rains have made the fruit crop in the great fruit belt around Council Bluffs. All small fruits in the pink of perfection, and are ripening under the most favorable conditions. The headquarters of the Council Bluffs Grape Growers' association is at 202 Broadway, is the scene of great activity, for the association is handling all of the output, and shipping direct to customers the same day the fruit is picked. The price is great and the orders are promptly filled.

**Fireworks.**  
Balloons all sizes, Roman candles, sky rockets, torpedoes, pistols, cannons, paper caps, nigger chasers, mines, colored fire, etc. All the latest and best, at Palmer's, 12 S. Main street.

Ice cream freezers at wholesale prices. Brown's C. O. D.

California new potatoes only 85c bushel at Brown's C. O. D.

Don't let anybody fool you. Doll G. Morgan & Co. are the Broadway druggists. Everything cheap, everything health-giving, everything for a Fourth of July celebration, and everything at low prices, at both stores, 124 and 742 Broadway.

**Minor Mention.**  
The city council will hold its regular monthly meeting this evening.

J. K. Cooper will build a \$2,000 residence on lot 4, block 5, Bayless first addition.

The young ladies of the First Presbyterian church will be entertained this evening by the Misses Maude and Fannie Dickert at their home on Benton street.

All who came to take part in the Calathumpian parade at 4:30 on the 4th of July (and everybody is hereby invited to become a Calathumpian on that occasion) are requested to meet at the hotel and room at the corner of 10th and 11th streets, at 8 o'clock to appoint captains and form companies. Committee on comic parade.

For sale, cheap, two lots on Broadway near postoffice, 25 feet and 50 feet. Homes for men of moderate means at low prices, easy payments. Fire insurance written in the best companies. Lounge & Towle, 235 Pearl street.

A nice, cool swim at Manhattan beach, Lake Manawa, is the proper thing to take these hot days.

Fire crackers are cheap; only 30c a package at Brown's C. O. D.

**Result of a Beer Picnic.**  
Charles Schultheiss and several friends went out to the country yesterday and took along a keg of beer. Schultheiss came back last evening minus a tooth and had a large black and blue protuberance to mark the place where his nose had been. He claimed to know the names of either of his assailants, and refused to file an information.

See Palmer before purchasing your fireworks.

No fake advertising or false promises at Pierce's shoe store, but real bargains.

## BESIDE HIS GRANDFATHER

(Continued from First Page.)

Notre Dame at noon, where a most impressive scene was witnessed. General Horius, surrounded by all the generals and officers of the staff, stood on the left side of the Place du Palais National. As the casket was taken from the train, the officers all saluted together, the troops presented arms, the trumpets rang out a grand salute, the muffled drums beat, and the band played a march, while the air with a strange, wailing sound, which echoed far and wide. The casket of France, which was carried by the whole chapter, and officiated at the removal of the casket, which was carried slowly and solemnly into the sacred edifice, which resounded with the swelling tones of the grand organ, as St. Sulpice played the Beethoven funeral march.

Notre Dame was a mass of black and silver, intermixed with ermine. The nave was hung with black drapery, bordered with ermine, reaching to the top of the arches. The altar was veiled with ermine, and the magnificent pulpit was completely hidden with black cloth. The lower part of the outer walls was hung with black ermine border valvets, the upper galleries were covered with similar drapery, and between the pillars were hung fifty black velvet curtains, each with a crown of silver tapers in their center.

The clergy, headed by the archbishop of Paris, Cardinal Richard, then emerged from the cathedral, followed by the whole chapter, and officiated at the removal of the casket, which was carried slowly and solemnly into the sacred edifice, which resounded with the swelling tones of the grand organ, as St. Sulpice played the Beethoven funeral march.

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## SENATE WILL VOTE TUESDAY

Expectation that the Tariff Bill's Fate Will Be Decided Then.

NO DESIRE TO FURTHER DELAY IT

House is Keeping Its Business in Shape to Give the Bill Prompt Consideration

When it is Returned to that Body.

WASHINGTON, July 1.—The senate will tomorrow enter upon the fourteenth week of the tariff debate. It is expected the vote given by the senate will be the final vote previous to returning the bill to the house, and will be taken before adjournment Tuesday.

There is no agreement to this effect, but democratic and republican senators generally express the opinion this can be accomplished. They say the end could have been reached last week, but for the loss of two days, Monday and Saturday. The democrats made an effort to secure an agreement to fix Tuesday for the vote, when the arrangement was made on Friday for the Saturday vote, and would have succeeded but for the fact the republicans did not wish to put themselves in a position in any way conniving at the passage of a bill which they have so strenuously opposed. There is, however, no disposition to longer postpone action on the bill and republican senators generally appear anxious as the time draws near to have the bill disposed of in time to permit an adjournment over the Fourth.

There is still, however, a good deal of work to be done before adjournment. The tariff bill is still in the hands of the committee, and it is likely that some of the amendments will be made before the bill is reported to the senate. The committee will probably report the bill to the senate by Friday or Saturday.

Spencer is feeling that the odds are kept clear in the house of representatives for the return of the tariff bill. This accounts for the failure of the rules committee to agree on any definite program of action for the coming week. The executive business is merely drifting, as there is no desire to tie the hands of the house by set speeches which might interfere in this body in the consideration of the tariff bill when it comes over from the senate. The expectation of Chairman Wilson that the tariff bill will be reported to the house by Friday or Saturday, and that it will be passed by the house by Tuesday, is not believed by the tariff bill.

The tariff bill will be a formal motion by Mr. Wilson that it be referred to the ways and means committee, and that the committee be authorized to report the bill by Friday or Saturday. The tariff bill will be a formal motion by Mr. Wilson that it be referred to the ways and means committee, and that the committee be authorized to report the bill by Friday or Saturday.

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